IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

WP(C).No. 4643 of 2004(C)

PETITIONER:

K.S.BALAKRISHNAN,
DEPUTY DIRECTOR (RETIRED),
MPEDA, PRASHANTH,
Q8/49, PALLURUTHY, COCHIN-682 006.

BY ADV. SMT.N.SHOBHA
SRI.P.N.ANOOP

RESPONDENTS:
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1. THE MARINE PRODUCTS EXPORT DEVELOPMENT AUTHORITY, REPRESENTED BY ITS CHAIRMAN, PANAMPALLY AVENUE, KOCHI.

2. THE UNION OF INDIA, REPRESENTED BY ITS SECRETARY, MINISTRY OF COMMERCE NEW DELHI.

BY ADVS.SRI.B.S.KRISHNAN (SR.) --- R1
SRI.K.ANAND (A.201)
SMT.LATHA KRISHNAN
SRI.P.PARAMESWARAN NAIR, A.SG.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 4643/2004

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE REPRESENTATION DT. 1/09/03.

EXT.P2. COPY OF THE MEMORANDUM DT. 9/12/03 OF THE R1.

True copy

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KURIAN JOSEPH J.

W.P.(C) No.4643 of 2004

Dated 7th June, 2007.

J U D G M E N T

Petitioner is aggrieved by Ext.P2 whereby he has been denied the benefit of annual increment due as on 1.1.1992. It is seen from the impugned Ext.P2 as well as the counter affidavit that the petitioner retired from service on 31.12.1991 and that the annual increment can be given only to those persons who are in service as on 1.1.1992. Since the petitioner was not in service as on 1.1.1992, he is not entitled for increment. There is no merit in the writ petition. It is dismissed.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO. OF 2003

J U D G M E N T

Dated 7th June, 2007.